

PROCEEDINGS OF THE COMMON COUNCIL

IN REGULAR SESSION  
TUESDAY, AUGUST 22, 1978

CITY OF FORT WAYNE, INDIANA  
JOURNAL OF THE PROCEEDINGS  
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council

Chambers Tuesday evening August 22 A.D., 1978, in  
Regular Session. President Samuel J. Talarico in the chair,  
and Charles W. Westerman Clerk, at the desk, present the following  
members \_\_\_\_\_ viz:

BURNS ✓, HINGA ✓, HUNTER ✓,

MOSES ✓, NUCKOLS A, DONALD SCHMIDT ✓, 7/2

VIVIAN SCHMIDT ✓, STIER A, TALARICO ✓,

ABSENT \_\_\_\_\_

COUNCILMAN \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_,  
\_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_,

The invocation was given by Reverend John Kuzmich - Cathedral

Received report from the City Controller for the month of \_\_\_\_\_,  
19\_\_\_\_. Motion made and carried that report be made a matter of record and placed  
on file.

The minutes of the last Regular \_\_\_\_\_, 19\_\_\_\_,  
\_\_\_\_\_, 19\_\_\_\_,  
Special \_\_\_\_\_, 19\_\_\_\_,

Session having been delivered to the Council, were, on motion, approved and  
published.

THE CATHEDRAL OF THE IMMACULATE CONCEPTION  
1122 CLINTON STREET P. O. BOX 898  
FORT WAYNE, INDIANA 46801

Opening prayer given at the August 22,  
1978 meeting of the Ft. Wayne City Council  
by Rev. John M. Kuzmich, Rector of the  
Cathedral of the Immaculate Conception.

Good and gracious Father, we turn to  
you in prayer at this meeting of the  
Fort Wayne City Council. Guide the  
council members in their deliberations  
this evening. May they work together  
harmoniously and unselfishly toward the  
betterment of our city.

We are proud of the city of Fort Wayne.  
It is a good place to live. And yet,  
heavenly Father, we recognize the problems  
we face and the work that needs to be done.  
We pray that the quality of life may be  
improved for all citizens, particularly  
the underprivileged.

Father, may the Holy Spirit strengthen us  
and keep us always in your love. We  
make our prayer through Christ our Lord.  
Amen.



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

office of the mayor

August 10, 1978

MADE A MATTER OF RECORD  
DATE 8-27-78 CHARLES W. WESTERMAN, CITY CLERK

To the Common Council  
Gentlemen and Mrs. Schmidt:

Today, August 10, 1978, I have approved the following ordinances passed by the Common Council at its regular meeting of August 8, 1978.

(Bill No. A-78-07-11)  
APPROPRIATION ORDINANCE NO. A-23-78

AN ORDINANCE appropriating additional funds from the Aviation General Fund to various accounts of the 1978 Budget of the Board of Aviation Commissioners

(Bill No. S-78-07-12)  
SPECIAL ORDINANCE NO. S-119-78

AN ORDINANCE amending certain lines of so much of Special Ordinance No. S-155-77 (the 1978 Salary Ordinance) as pertains to the Department of Community Development and Planning

(Bill No. S-78-07-13)  
SPECIAL ORDINANCE NO. S-120-78

AN ORDINANCE approving an Agreement between the County of Allen and the City of Fort Wayne, Indiana for the conveyance of real estate from the County of Allen to the City of Fort Wayne, Indiana

(Bill No. R-78-08-08)  
RESOLUTION NO. R-38-78

A RESOLUTION authorizing payment to various agencies for repair of various vehicles

(Bill No. S-78-06-14)  
SPECIAL ORDINANCE NO. S-121-78

AN ORDINANCE REPEALING SECTION 1 PARAGRAPH (3) OF SPECIAL ORDINANCE NO. 667 AND ENACTING IN ITS PLACE A NEW ORDINANCE ESTABLISHING AND CHANGING THE NAME OF A CERTAIN STREET

(Bill No. G-78-06-27)  
GENERAL ORDINANCE NO. G-22-78

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley

(Bill No. G-78-06-32)  
GENERAL ORDINANCE NO. G-23-78

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley

(Bill No. S-78-07-20)  
SPECIAL ORDINANCE NO. S-122-78

AN ORDINANCE approving a contract for Sidewalk & Curb Improvement Resolution No. 5800-1978, between the City of Fort Wayne, Indiana and Carrington & Associates, Inc. for construction of a new sidewalk and curb at 1436 S. Anthony Blvd.

(Bill No. S-78-07-21)  
SPECIAL ORDINANCE NO. S-123-78

AN ORDINANCE approving Change Order No. 1, in connection with the Lincolnshire Addition Sidewalk Improvement Resolution No. 5789-77

(Bill No. S-78-07-22)  
SPECIAL ORDINANCE NO. S-124-78

AN ORDINANCE approving City Utilities Blanket Purchase Order No. B-0133, with American Cyanamid Company for supplies for the Water Pollution Control Plant

(Bill No. S-78-07-23)  
SPECIAL ORDINANCE NO. S-125-78

AN ORDINANCE approving City Utilities Purchase Order No. 0139 with Arrow Fence Co., Inc. for materials for the Technical Services Department

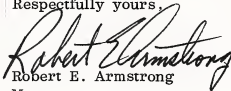
(Bill No. S-78-07-24)  
SPECIAL ORDINANCE NO. S-126-78

AN ORDINANCE approving Change Order No. 1, in connection with the Tillman Road Water Main Adjustment, Contract #77-2

(Bill No. S-78-07-25)  
SPECIAL ORDINANCE NO. S-127-78

AN ORDINANCE approving Change Order No. 1, in connection with the  
Tillman Road Sanitary Interceptor Sewer Resolution No. 299-77

Respectfully yours,

A handwritten signature in dark ink, appearing to read "Robert E. Armstrong". The signature is fluid and cursive, with the first name "Robert" being more prominent and the last name "Armstrong" following in a similar style. The signature is written over the printed name and title.

Robert E. Armstrong  
Mayor



president of common council

## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

john nuckols

councilman, 1st district

2419 winch 46803

MADE A MATTER OF RECORD  
DATE 8-22-78 CHARLES W. WESTERMAN, CITY CLERK

August 22, 1978

To the Common Council  
Fort Wayne, IN

Gentlemen and Mrs. Schmidt:

I regret that I will be unable to attend this evening's meeting  
because of illness.

Respectfully yours,

John Nuckols  
Councilman 1st District



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

community development & planning

14 August 1978

MADE A MATTER OF RECORD  
DATE 6-22-78 CHARLES W. WESTERMAN, CITY CLERK

### COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-78-06-31

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
14th day of August 1978.

Luben Lazoff  
Secretary



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

community development & planning

14 August 1978

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held July 24, 1978. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance:

1. Bill No. Z-78-06-31
2. From "B1B" & "R2" to "B3B"
3. Intended Use: Not Given
4. Plan Commission Recommendation: DO PASS - Perfect to a "B3A" with condition.

This ordinance received a DO PASS recommendation with the following condition:

CONDITION: Dedication of an additional 13 feet of right-of-way on Anthony Blvd., for future improvement of the road.

NOTE: Dedication of right-of-way is attached to ordinance.

If there are any questions with regard to this ordinance, please feel free to call on us.

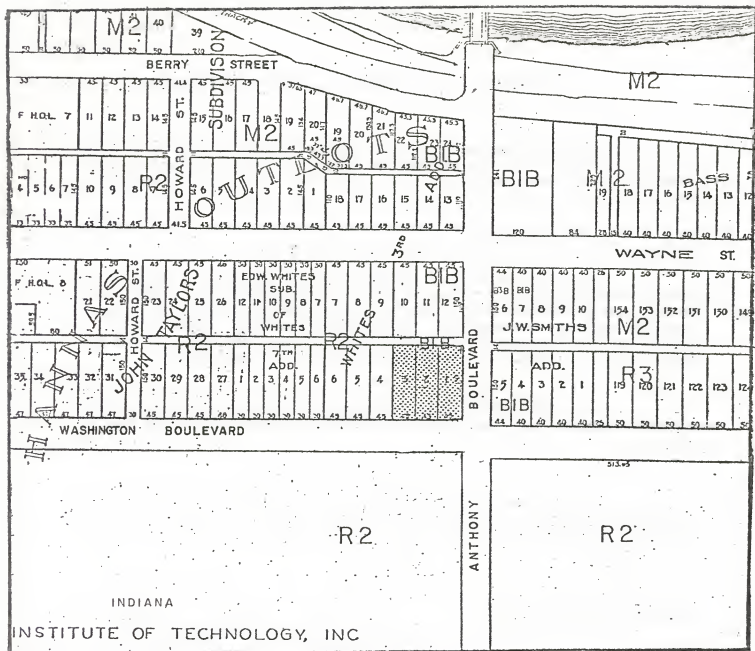
Respectfully submitted,

DIVISION OF LONG RANGE PLANNING & ZONING

Gary F. Baeten  
Land Use Administrator

GFB:pb





REZONE FROM R2&BIB TO B3B

MAP NO. 0-6

7-78-06-31



BY M.F.C. 6-5-78

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on June 27, 1978, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-78-06-31; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance BE PERFECTED TO a "B3A" and DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall City Plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 24, 1978.

Certified and signed this  
14th day of August, 1978.

A handwritten signature in cursive script, reading "Luben Lazoff", written in dark ink. The signature is fluid and stylized, with the first and last names being prominent.

Luben Lazoff  
Secretary



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

community development & planning

14 August 1978

### COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

MADE A MATTER OF RECORD  
DATE 8-22-78 CHARLES W. WESTERMAN, CITY CLERK

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-78-06-12

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed  
this 14th day of  
August, 1978.

Luben Lazoff  
Secretary



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802  
community development & planning

14 August 1978

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held July 24, 1978. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance:

1. Bill No. Z-78-06-12
2. From "B1B" to "B3A"
3. Intended Use: Not Given
4. Plan Commission Recommendation: DO Pass with condition.

This ordinance received a DO PASS recommendation with the following condition:

CONDITION: Dedication of an additional 10 feet of right-of-way on Anthony Blvd., for future improvement of the road.

NOTE: Dedication Quit Claim Deed is attached to ordinance.

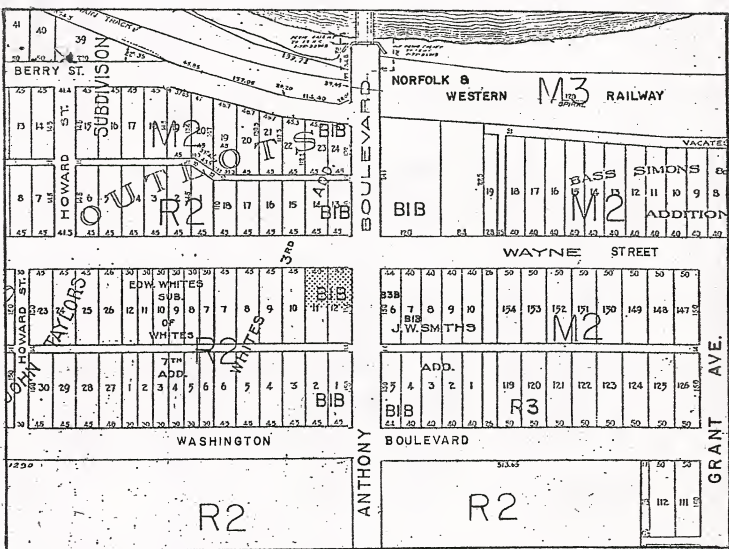
If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

DIVISION OF LONG RANGE PLANNING & ZONING

Gary F. Baeten  
Land Use Administrator

GFB:pb



REZONE FROM BIB TO B3A

MAP NO. 0-6

Z-78-06-12

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana on June 13, 1978, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-78-06-12; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 17, 1978;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 24, 1978.

Certified and signed this  
14th day of August, 1978.



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Luben Lazoff  
Secretary

MADE A MATTER OF RECORD  
DATE 8-2-78 CHARLES W. WESTERMAN, CITY CLERK

President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of  
Public Safety Regulatory Resolution Number: 41/78/E

For the purpose of enforcement, please make this communication  
and the attached Regulatory Resolution a matter of record and  
incorporate it into the minutes of the next Common Council  
Meeting.

Respectfully submitted,

*Terry Coonan*

Terry Coonan, Chairman  
Board of Public Safety

RETURN CERTIFICATE

(Regulatory Resolution No. 41/78/E)

I hereby certify that I did this 8th day of August, 19 78 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 41/78/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as ~~Secretary~~ <sup>Chairman</sup> of said Board, in accordance with the provisions of Section 7-4(a) of Chapter 17, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

Larry Coonan

CHAIRMAN  
~~EXECUTIVE SECRETARY~~



REGULATORY RESOLUTION NO. 41/78/E

(Adopted August 8, 19 78)

auWHEREAS, Section 17-4(a) (3), Chapter 17, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to TWO HOUR PARKING 8:00 AM-6:00 PM (EMERGENCY)

DELETE: ONE HOUR PARKING 8:00 AM-6:00 PM (EMERGENCY)

\_\_\_\_\_ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated August 7, 19 78, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4(a) (3) of Chapter 17. of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14. 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective August 8,

19 78, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

TWO HOUR PARKING 8:00 AM - 6:00 PM (EMERGENCY)

Barr St. -- both sides -- Washington Blvd. to Jefferson St.

DELETE:

ONE HOUR PARKING 8:00 AM - 6:00 PM (EMERGENCY)

Barr St. -- both sides -- Washington Blvd. to Jefferson St.

MADE A MATTER OF RECORD  
DATE 1-22-78 CHARLES W. WESTERMAN, CITY CLERK

President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board  
of Public Safety Regulatory Resolution Number: 42/78/E

For the purpose of enforcement, please make this communication  
and the attached Regulatory Resolution a matter of record and  
incorporate it into the minutes of the next Common Council  
Meeting.

Respectfully submitted,

*Terry Coonan*

Terry Coonan, Chairman  
Board of Public Safety

RETURN CERTIFICATE

(Regulatory Resolution No. 42/78/E)

I hereby certify that I did this 16th day of August, 19 78 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 42/78/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as ~~Secretary~~ <sup>Chairman</sup> of said Board, in accordance with the provisions of Section ~~17-4~~ <sup>17-4(a)</sup> of Chapter 17, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

Larry Coonan

CHAIRMAN  
~~SECRETARY~~

REGULATORY RESOLUTION NO. 42/78/E

(Adopted August 16, 19 78)

WHEREAS, Section 7-4(a) (3), Chapter 17, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REGULATORY RESOLUTIONS 30/78/E & 31/78/E:

NO PARKING (EMERGENCY) 30/78/E NO PARKING (EMERGENCY) 31/78/E

\_\_\_\_\_ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated August 11, 19 78 submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 7-4(a) (3) of Chapter 17 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, to make experimental regulations to cover special conditions,

it is hereby ordered, effective August 16,

19 78, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

NO PARKING (EMERGENCY) 30/78/E

The south drive of Shoaff Park -- south side -- from the main drive to 50 feet west of the entrance to Konklin Pavilion

NO PARKING (EMERGENCY) 31/78/E

New Haven Ave. -- north side -- from Lombard St. to 320 ft. west thereof  
Casselwood Dr. -- south side -- from Hessen Cassel Road to Holgate Dr.

MADE A MATTER OF RECORD  
DATE 8-22-78 CHARLES W. WESTERMAN, CITY CLERK

President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of  
Public Safety Regulatory Resolution Number: 43/78/D

For the purpose of enforcement, please make this communication  
and the attached Regulatory Resolution a matter of record and  
incorporate it into the minutes of the next Common Council  
Meeting.

Respectfully submitted,



Terry Coonan, Chairman  
Board of Public Safety

RETURN CERTIFICATE

(Regulatory Resolution No. 43/78/D)

I hereby certify that I did this 18th day of August, 1978 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 43/78/D of the Board of Public Safety of the City of Fort Wayne, duly certified by me as ~~Secretary~~ Chairman of said Board, in accordance with the provisions of Section 17-4(a) of Chapter 17, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

Larry Coonan

CHAIRMAN  
~~EXECUTIVE SECRETARY~~

REGULATORY RESOLUTION NO. 43/78/D

(Adopted August 18, 19 78)

WHEREAS, Section 17-4(a) (2), Chapter 17, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 121 of said chapter as so amended delegates to this Board authority to NO PARKING (DELEGATED)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated August 17, 19 78, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this

Board by Section 121 of Chapter 17, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14, 1961. it is hereby

ordered, effective August 18, 19 78, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

NO PARKING (DELEGATED)

Harrison St. -- west side -- from Wallace St. to 50 ft. north thereof


Harrison St. -- west side -- from Wallace St. to 50 ft. south thereof

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its <sup>Regular</sup> Session, held on Tuesday the 22nd day of August, 19 78 that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

  
\_\_\_\_\_  
Charles W. Westerman  
City Clerk